

The Board of Supervisors of Maricopa County, Arizona convened in Informal Session at 9:00 a.m., January 31, 2005 in the Board of Supervisors' Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, District 1; Andrew Kunasek, District 3, (Acting Chairman); and Mary Rose Wilcox, District 5. Absent: Max W. Wilson, Chairman; and Don Stapley, District 2. Also present: Fran McCarroll, Clerk of the Board; Monica Farine, Minutes Coordinator; David Smith, County Manager; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

~ Supervisor Kunasek was acting chairman for this meeting ~

Chairman Kunasek called the meeting to order.

PRESENTATION OF HEAD START/EARLY HEAD START PROGRAM

Annette Stein, Human Services Director, introduced Marjorie Weiss, the new Director of Education, Head Start Program. Ms. Stein indicated Ms. Weiss came from Houston, Texas previously making great gains with a similar Head Start program she directed. Head Start/Early Start is a program that prepares disadvantaged children for future success in school by enhancing their physical, cognitive, social and emotional development with special emphasis on language pre-literacy and numeracy skills. It provides comprehensive child development and family support services for children 0-5 years of age, pregnant women, and their families. In every program, 90 percent of the families must be at or below federal poverty guidelines, and 10 percent of the children must be children with disabilities. This comprehensive child-development and family-support program is designed to give disadvantaged children a head start to prepare them for future educational success. The program recognizes and respects parents, not only as the child's primary nurturers, but also as their primary decision-makers

Marjorie Weiss presented information on the Head Start/Early Start Program including preparation for the Federal Review scheduled for February 28 - March 4, 2005. She said the Federal government provides 75 percent funding for the program with the rest generated locally in donated services and volunteering. The County has been delivering Head Start services for 39 years with a current enrollment of 2500 children in both programs.

Most children are served in half-day, center-based programs, but there are some full-school-day programs enabling parents to stay in school. In home-based programs, teachers go into the home once a week delivering Head Start services as well as parent education. The home-based program offers group activities for parents and children twice monthly. In an innovative juvenile detention facility program, weekly visits are facilitated at Adobe Mountain and Black Canyon Juvenile Detention Facilities to unite teen parents with their children. Head Start also goes into the homes of these children delivering the same home-based services.

Head Start provides direct services in the East Valley and works with Catholic Social Services to fund Head Start and early Head Start programs in the West Valley. The City of Phoenix runs their own programs.

In shared decision-making, The Board of Supervisors approves policy for the program, as does the Policy Council, which is comprised of parents and community representatives elected by the parents in the program. Supervisor Wilcox is the Board of Supervisors' representative to the Policy Council. This process encourages parents to participate in making decisions for the program. They also share governing authority in overseeing the program.

The program's Federal Review will take place in one month. The system used in the review is called PRISM, (Program Review Instrument for Systems Monitoring.) The review team will meet with the Board of Supervisors to determine the roles of both the Board and the Policy Council.

Supervisor Brock questioned how the Head Start program works for the 10 percent of children with disabilities. Ms. Weiss responded that if they are eligible for public school services on the pre-school level, they would be eligible to participate in the program. To be eligible for Head Start, a child must be either under the age of five or enrolled in pre-school programs for children with disabilities. Those programs will take children up to age 6 if the committee determines that to be the best placement for them. Supervisor Kunasek asked about assessments for the average graduate from Head Start. Ms. Weiss indicated outcomes are assessed using a test focused on language, literacy, and pre-math skills.

Over half of the children enrolled in the program are English-language learners, presenting challenges for any educational environment particularly in pre-school as that age is not multi-task oriented. Head Start children are not only expected to grow and develop in their native language, but also English. At the beginning of last year, Head Start children were scoring a little lower than the national average in language literacy skills. At the end of the year, the Head Start children scored one range below the national average, but they made the same gain as the national average gaining between 20 and 30 points. The Maricopa County program runs 3 ½ hours a day, however these children are compared to children in 6 ½ to 7 hour day programs.

In Houston, Ms. Weiss took over a program which had lost funding due to major non-compliances. The Head Start program in Houston served over 6,000 children. That program had difficulty over a five-year period, and the federal government intervened. They divided the County into four quadrants because they felt it was better to have four smaller programs than one very large program. The four independent programs formed a cooperative agreement and shared many resources. They were able to present a unified program to the community. Ms. Weiss has the same goal for the Maricopa County programs. (ADM2502)

SETTLEMENT OF CLAIMS WITH VHS OF PHOENIX, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve the settlement of certain claims in litigation with VHS of Phoenix, Inc., dba Phoenix Baptist Hospital and Medical Center (LC2003-00173-001-DT, which includes certain claims pursuant to A.R.S. §11-297.01 or A.R.S. §11-297.03), consistent with the terms of the respective Settlement Agreement, which was reviewed in Executive Session on January 18, 2005. (C3905025100) (ADM409)

SETTLEMENT OF CLAIMS WITH VHS OF ARROWHEAD, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (3-0-2) to approve the settlement of certain claims in litigation with VHS of Arrowhead, Inc., dba Arrowhead Community Hospital and Medical Center (LC2003-00173-001-DT, which includes certain claims pursuant to A.R.S. §11-297.01 or A.R.S. §11-297.03), consistent with the terms of the respective Settlement Agreement, which was reviewed in Executive Session on January 18, 2005. (C3905026100) (ADM409)

EXECUTIVE SESSION CALLED

Pursuant to A.R.S. 38-431.03, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (3-0-2) to recess and reconvene in Executive Session in the Tom Sullivan Conference Room, 301 West Jefferson, to consider items listed on the Executive Agenda dated January 31, 2005, as follows:

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION -- ARS §38-431.03(A)(3) AND (A)(4)

1. **Compromise Cases** – Barbara Caldwell, Outside Counsel
- | | | |
|-------------------|--------------------------|------------------|
| Best, Ryan | Callejas-Zurita, Ricardo | Carbajal, Maria |
| Carbajal, Selenia | Castro, Damaris | Castro, Gabriel |
| Castro, Lourdes | Castro, Maria | Deany, Ashley L. |
| Flores, Luis | Gifford, Andrea | Leon, Delores |
| Medrano, George | Olivares, Yolanda | Sowinski, Ailene |

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION– ARS §38-431.03(A)(3) and (A)(4)

2. **Ray Krone, et al., v. County of Maricopa, et al.
U.S. District Court No. CIV 03-0734-PHX-MHM**

Michael O'Connor, Outside Counsel
John Moody, Outside Counsel
Peter Crowley, Risk Manager
Patrick Spencer, Claim Manager
Ted Howard, Senior Claims Adjuster

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION– ARS §38-431.03(A)(3) and (A)(4)

3. **Mesa General Hospital Medical Center v. Maricopa County and related cases (Nos. CV 1998-001664); Air Evac Services, Inc. v. Maricopa County. No. LC2003-000173-001-DT
Special Action regarding Statutory Claims Resolution**

Christopher Keller, Chief Counsel, Division of County Counsel
Sandi Wilson, Deputy County Administrator
Shawn Nau, Director, Health Care Mandates
Jan Ringgenberg, Health Care Mandates
Donald W. Bivens, Attorney, Meyer Hendricks & Bivens
Michael Ross, Attorney, Meyer Hendricks & Bivens
Kym Nichols, Paralegal, Meyer Hendricks & Bivens
Bruce P. White, Deputy County Attorney, Division of County Counsel

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; SETTLEMENT DISCUSSIONS
CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – ARS §38-431.03(A)(3) and (A)(4)**

4. **Legal advice and settlement negotiations regarding back pay for Vivian Ogden**

Clarisse McCormick, Deputy County Attorney, Division of County Counsel
Steve Bartlett, Director of Finance & Administration, OCIO & Telecom
Gwynn Simpson, Human Resources Director
Lee Ann Bohn, Office of Management and Budget

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION– ARS §38-431.03(A)(3) and (A)(4)

5. **Legal advice relating to potential liability arising from employment actions at MIHS prior to transition.**

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

INFORMAL SESSION

January 31, 2005

Christopher Keller, Chief Counsel, Division of County Counsel
Elizabeth Yaquinto, Deputy County Attorney, Division of County Counsel
Patrick Spencer, Claims Manager

LEGAL ADVICE; CONTRACTS SUBJECT TO NEGOTIATION– ARS §38-431.03(A)(3) and (A)(4)

6. IGA with the Special Health Care District

Christopher Keller, Chief Counsel, Division of County Counsel
Tom Manos, Chief Financial Officer

MEETING ADJOURNED

At the conclusion of discussion on the matters listed above, and there being no further business to come before the Board, the meeting was adjourned.

ATTEST:

Andy Kunasek, Acting Chairman of the Board

Fran McCarroll, Clerk of the Board